
By: **Delegates Hixson, Rawlings, Healey, and Marriott**
Introduced and read first time: February 14, 2003
Assigned to: Rules and Executive Nominations

A BILL ENTITLED

1 AN ACT concerning

2 **Transportation - Tax Revenues**

3 FOR the purpose of altering the distribution of the income tax revenue from
4 corporations; altering the distribution of the revenue collected from the sales
5 and use tax on short-term vehicle rentals; requiring the Comptroller to
6 distribute certain sales and use tax collected on the sale of motor fuel to the
7 Gasoline and Motor Vehicle Revenue Account of the Transportation Trust Fund;
8 repealing an exemption under the sales and use tax for the sale of motor fuel
9 that is subject to the motor fuel tax; providing an exemption under the sales and
10 use tax for certain motor fuel that is exempt from the motor fuel tax; altering
11 the rate of the motor carrier tax rate to include a certain per gallon sales and use
12 tax equivalent rate; altering a credit allowed against the motor carrier tax to
13 include certain sales and use tax that the motor carrier paid on motor fuel
14 bought in the State; altering certain exemptions under the sales and use tax
15 relating to motor fuel; requiring a buyer to pay the sales and use tax on certain
16 sales of motor fuel that are exempt from the tax and allowing the buyer to file a
17 claim for refund of the tax paid; providing for the prepayment of the sales and
18 use tax for motor fuel by a person who is required to pay the motor fuel tax for
19 that fuel and for the collection of the amounts prepaid from certain purchasers
20 of the motor fuel; requiring certain persons to file certain reports or provide
21 certain invoices or other evidence of collection of the prepayment amounts;
22 establishing a certain prepayment rate for a certain period; authorizing the
23 Comptroller to determine certain prepayment rates; altering the taxes that are
24 levied and imposed for the purpose of paying, and are pledged to the payment of,
25 the principal of and interest on certain bonds issued on or after a certain date;
26 providing that for certain fiscal years, certain amounts of certain funds of the
27 Transportation Trust Fund shall be transferred and credited to the general
28 funds of the State and available for appropriation from the general funds for
29 that fiscal year; altering the composition of the Gasoline and Motor Vehicle
30 Revenue Account in the Transportation Trust Fund; and generally relating to
31 certain taxes and the distribution of certain tax revenues.

32 BY repealing and reenacting, with amendments,
33 Article - Tax - General
34 Section 2-614, 2-1302.1, 2-1303, 9-204, 9-214, 11-208(c), 11-221(a),

1 11-601(b)(3), and 13-901(g)
2 Annotated Code of Maryland
3 (1997 Replacement Volume and 2002 Supplement)

4 BY adding to
5 Article - Tax - General
6 Section 2-1304, 11-101(l-1), 11-408(d), and 11-409
7 Annotated Code of Maryland
8 (1997 Replacement Volume and 2002 Supplement)

9 BY repealing and reenacting, without amendments,
10 Article - Tax - General
11 Section 11-301 and 11-405
12 Annotated Code of Maryland
13 (1997 Replacement Volume and 2002 Supplement)

14 BY repealing and reenacting, with amendments,
15 Article - Transportation
16 Section 3-215(b), 3-216(f), and 8-402
17 Annotated Code of Maryland
18 (2001 Replacement Volume and 2002 Supplement)

19 BY adding to
20 Article - Transportation
21 Section 3-215(b-1)
22 Annotated Code of Maryland
23 (2001 Replacement Volume and 2002 Supplement)

24 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
25 MARYLAND, That the Laws of Maryland read as follows:

26 **Article - Tax - General**

27 2-614.

28 (A) THIS SECTION DOES NOT APPLY FOR ANY FISCAL YEAR BEGINNING AFTER
29 THE DATE WHEN ALL CONSOLIDATED TRANSPORTATION BONDS THAT WERE ISSUED
30 BY THE DEPARTMENT OF TRANSPORTATION BEFORE JULY 1, 2003 NO LONGER
31 REMAIN OUTSTANDING AND UNPAID.

32 (B) [After] FOR ANY FISCAL YEAR FOR WHICH THIS SECTION APPLIES, AFTER
33 making the distribution required under § 2-613 of this subtitle, the Comptroller shall
34 distribute monthly 24% of the remaining income tax revenue from corporations to the
35 [Gasoline and Motor Vehicle Revenue Account in the] Transportation Trust Fund.

1 [2-1302.1.] 2-1303.

2 (A) THIS SECTION DOES NOT APPLY FOR ANY FISCAL YEAR BEGINNING AFTER
3 THE DATE WHEN ALL CONSOLIDATED TRANSPORTATION BONDS THAT WERE ISSUED
4 BY THE DEPARTMENT OF TRANSPORTATION BEFORE JULY 1, 2003 NO LONGER
5 REMAIN OUTSTANDING AND UNPAID.

6 (B) [After] FOR ANY FISCAL YEAR FOR WHICH THIS SECTION APPLIES, AFTER
7 making the distributions required under §§ 2-1301 and 2-1302 of this subtitle, the
8 Comptroller monthly shall distribute 45% of the sales and use tax collected on
9 short-term vehicle rentals under § 11-104(c) of this article to the Transportation
10 Trust Fund established under § 3-216 of the Transportation Article.

11 2-1304.

12 AFTER MAKING THE DISTRIBUTIONS REQUIRED UNDER §§ 2-1301 THROUGH
13 2-1303 OF THIS SUBTITLE, THE COMPTROLLER MONTHLY SHALL DISTRIBUTE THE
14 REMAINING REVENUE FROM THE SALES AND USE TAX COLLECTED ON THE SALE OF
15 MOTOR FUEL TO THE GASOLINE AND MOTOR VEHICLE REVENUE ACCOUNT IN THE
16 TRANSPORTATION TRUST FUND.

17 [2-1303.] 2-1305.

18 After making the distributions required under §§ 2-1301 through [2-1302.1]
19 2-1304 of this subtitle, the Comptroller shall pay the remaining sales and use tax
20 revenue into the General Fund of the State.

21 9-204.

22 (A) For each type of motor fuel used in the operation of a commercial motor
23 vehicle on a highway in this State, the motor carrier tax rate is THE SUM, FOR EACH
24 GALLON OF FUEL USED, OF:

25 (1) the motor fuel tax rate for that type of motor fuel in effect when the
26 return period begins[, for each gallon of motor fuel used]; AND

27 (2) THE PER GALLON SALES AND USE TAX EQUIVALENT RATE FOR THAT
28 TYPE OF MOTOR FUEL, AS DETERMINED BY THE COMPTROLLER, IN EFFECT WHEN
29 THE RETURN PERIOD BEGINS.

30 (B) (1) FOR EACH TYPE OF MOTOR FUEL, ON OR BEFORE THE 15TH DAY OF
31 MARCH, JUNE, SEPTEMBER, AND DECEMBER OF EACH YEAR, THE COMPTROLLER
32 SHALL DETERMINE A PER GALLON SALES AND USE TAX EQUIVALENT RATE TO BE
33 EFFECTIVE FOR THE CALENDAR QUARTER BEGINNING ON THE FIRST DAY OF THE
34 FOLLOWING MONTH.

35 (2) THE PER GALLON SALES AND USE TAX EQUIVALENT RATE SHALL BE
36 BASED ON THE STATE SALES AND USE TAX IMPOSED ON THE SALE OF A GALLON OF
37 THAT TYPE OF MOTOR FUEL, USING THE ARITHMETIC AVERAGE SELLING PRICE,

1 EXCLUDING SALES TAX, FOR THE PRECEDING CALENDAR QUARTER AS DETERMINED
2 BY THE COMPTROLLER.

3 9-214.

4 (a) A motor carrier may claim a credit against the motor carrier tax to the
5 extent of the motor fuel tax AND THE SALES AND USE TAX that the motor carrier paid
6 on motor fuel bought in the State.

7 (b) If the credit allowed under subsection (a) of this section for a return period
8 exceeds the motor carrier tax due in the period, then, in accordance with regulations
9 of the Comptroller, the motor carrier may:

10 (1) apply the excess credit to the motor carrier tax due within the next 2
11 years; or

12 (2) apply for a refund of the excess credit under § 13-901 of this article.
13 11-101.

14 (L-1) "VENDING OR OTHER SELF-SERVICE MACHINE" INCLUDES A GASOLINE
15 OR SPECIAL FUEL PUMP AT A RETAIL SERVICE STATION.

16 11-208.

17 (c) The sales and use tax does not apply:

18 (1) to a sale of an aircraft, motor vehicle, railroad rolling stock, or vessel
19 that is used principally to cross State lines in interstate or foreign commerce;

20 (2) to a sale of a replacement part or other tangible personal property,
21 NOT INCLUDING MOTOR FUEL, to be used physically in, on, or by a conveyance
22 described in item (1) of this subsection; or

23 (3) except for a rental, to a sale of a motor vehicle, other than a house or
24 office trailer, that will be titled or registered in another state.

25 11-221.

26 (a) The sales and use tax does not apply to:

27 (1) a sale of an admission by a person whose gross receipts from the sale
28 are subject to the admissions and amusement tax;

29 (2) a sale of a communication service, other than a taxable service,
30 rendered by a person whose charge for a communication service is or would be subject
31 to the federal excise tax as described in § 4251 of the Internal Revenue Code in effect
32 on July 1, 1979;

33 (3) a [sale] USE of a motor fuel that is subject to [the motor fuel tax or]
34 the motor carrier tax;

1 (4) A SALE OF A MOTOR FUEL THAT IS EXEMPT FROM THE MOTOR FUEL
2 TAX UNDER § 9-303(C) OF THIS ARTICLE;

3 [(4)] (5) except for a rental, a sale of a motor vehicle, other than a house
4 or office trailer, that is subject to the motor vehicle excise tax under § 13-809 or §
5 13-811 of the Transportation Article;

6 [(5)] (6) a lease of a motor vehicle that is leased for a period of at least 1
7 year;

8 [(6)] (7) a rental of a motion picture, motion picture trailer, or
9 advertising poster for display on theater premises by a person whose gross receipts
10 from the activity related to the rental is subject to the admissions and amusement
11 tax; or

12 [(7)] (8) except for a rental, a sale of a vessel that is subject to the excise
13 tax under § 8-716 of the Natural Resources Article.

14 11-301.

15 The sales and use tax is computed on:

16 (1) the taxable price of each separate sale;

17 (2) if a combined sale is made, the combined taxable price of all retail
18 sales on the same occasion by the same vendor to the same buyer; or

19 (3) if retail sales of tangible personal property or a taxable service are
20 made through vending or other self-service machines, 95.25% of the gross receipts
21 from the retail sales.

22 11-405.

23 A vendor who sells tangible personal property or a taxable service through a
24 vending or other self-service machine:

25 (1) shall pay the sales and use tax to the Comptroller; and

26 (2) may not collect the sales and use tax from the buyer as a separately
27 stated item.

28 11-408.

29 (D) (1) EXCEPT AS PROVIDED BY THE COMPTROLLER BY REGULATION AND
30 EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION, IF THE SALE OF
31 MOTOR FUEL IS EXEMPT UNDER THIS TITLE:

32 (I) THE SALES AND USE TAX ON THE SALE OF THE MOTOR FUEL
33 SHALL BE PAID WHEN THE SALE IS MADE; AND

1 (II) THE BUYER WHO PAYS THE SALES AND USE TAX MAY FILE A
2 CLAIM FOR A REFUND WITH THE COMPTROLLER.

3 (2) PARAGRAPH (1) OF THIS SUBSECTION DOES NOT APPLY TO MOTOR
4 FUEL THAT IS EXEMPT FROM THE MOTOR FUEL TAX.

5 11-409.

6 (A) (1) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, A PERSON WHO
7 IS REQUIRED TO PAY TO THE COMPTROLLER THE MOTOR FUEL TAX ON MOTOR FUEL
8 SHALL PREPAY THE SALES AND USE TAX FOR THAT MOTOR FUEL TO THE
9 COMPTROLLER AS PROVIDED IN THIS SECTION.

10 (2) THE PREPAYMENT OF SALES AND USE TAX FOR MOTOR FUEL
11 REQUIRED UNDER THIS SECTION SHALL BE PAID WHEN THE MOTOR FUEL TAX ON
12 THAT MOTOR FUEL IS DUE.

13 (3) (I) A PERSON REQUIRED TO PREPAY THE SALES AND USE TAX FOR
14 MOTOR FUEL SHALL REPORT AND PAY THE PREPAYMENT AMOUNTS TO THE
15 COMPTROLLER FOR THE PERIOD IN WHICH THE MOTOR FUEL BECOMES SUBJECT TO
16 THE MOTOR FUEL TAX.

17 (II) THE REPORT REQUIRED UNDER THIS PARAGRAPH SHALL BE IN
18 THE FORM PRESCRIBED BY THE COMPTROLLER AND SHALL INCLUDE THE
19 INFORMATION REQUIRED BY THE COMPTROLLER.

20 (B) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION:

21 (I) IF A PERSON WHO IS REQUIRED TO PREPAY THE SALES AND
22 USE TAX TO THE COMPTROLLER FOR MOTOR FUEL SELLS THE MOTOR FUEL, THE
23 PERSON SHALL COLLECT THE AMOUNT OF THE PREPAYMENT FROM THE
24 PURCHASER; AND

25 (II) ON EACH SUBSEQUENT SALE OF MOTOR FUEL FOR WHICH THE
26 SALES AND USE TAX HAS BEEN PREPAID UNDER THIS SECTION, EACH SELLER SHALL
27 COLLECT THE AMOUNT OF THE PREPAYMENT FROM THE PURCHASER.

28 (2) PARAGRAPH (1) OF THIS SUBSECTION DOES NOT APPLY TO A SELLER
29 WHO MAKES A RETAIL SALE OF THE MOTOR FUEL.

30 (3) EACH SELLER OTHER THAN A SELLER WHO MAKES A RETAIL SALE
31 OF THE MOTOR FUEL SHALL PROVIDE THE PURCHASER WITH AN INVOICE FOR, OR
32 OTHER EVIDENCE OF, THE COLLECTION OF THE PREPAYMENT AMOUNTS WHICH
33 SHALL BE SEPARATELY STATED.

34 (C) (1) A PERSON WHO HAS PREPAID THE SALES AND USE TAX TO THE
35 COMPTROLLER UNDER SUBSECTION (A) OF THIS SECTION OR HAS PAID THE
36 PREPAYMENT TO A SELLER UNDER SUBSECTION (B) OF THIS SECTION IS ALLOWED A
37 CREDIT:

1 (I) IF THE PERSON MAKES A RETAIL SALE OF THE MOTOR FUEL,
2 AGAINST THE PERSON'S SALES AND USE TAX LIABILITY FOR THE PERIOD IN WHICH
3 THE PERSON MAKES A RETAIL SALE OF THE MOTOR FUEL; OR

4 (II) IF THE PERSON SUBSEQUENTLY USES THE MOTOR FUEL,
5 AGAINST THE PERSON'S SALES AND USE TAX LIABILITY FOR THE PERIOD IN WHICH
6 THE PERSON USES THE MOTOR FUEL.

7 (2) TO BE ENTITLED TO THE CREDIT, THE PERSON WHO MAKES A RETAIL
8 SALE OF THE MOTOR FUEL OR WHO USES THE MOTOR FUEL SHALL RETAIN FOR
9 INSPECTION BY THE COMPTROLLER ANY RECEIPTS, INVOICES, OR OTHER
10 DOCUMENTS SHOWING THE AMOUNT OF SALES AND USE TAX PREPAID TO A SELLER,
11 TOGETHER WITH THE EVIDENCE OF PAYMENT.

12 (D) (1) (I) SUBJECT TO PARAGRAPHS (2) AND (3) OF THIS SUBSECTION,
13 THE SALES AND USE TAX PREPAYMENT REQUIRED UNDER THIS SECTION IS AN
14 AMOUNT PER GALLON OF MOTOR FUEL AS ESTABLISHED BY THE COMPTROLLER.

15 (II) THE COMPTROLLER SHALL DETERMINE THE SALES AND USE
16 TAX PREPAYMENT RATE FOR EACH FISCAL YEAR BASED ON THE STATE SALES AND
17 USE TAX RATE APPLIED TO THE ARITHMETIC AVERAGE RETAIL SELLING PRICE,
18 EXCLUDING THE SALES AND USE TAX, OF GASOLINE IN THE STATE, AS DETERMINED
19 BY THE COMPTROLLER FOR THE CALENDAR YEAR THAT ENDED PRIOR TO THE
20 BEGINNING OF THE FISCAL YEAR.

21 (III) THE PREPAYMENT RATE SHALL BE ROUNDED TO THE NEAREST
22 HALF CENT FOR EACH GALLON.

23 (2) SUBJECT TO PARAGRAPH (3) OF THIS SUBSECTION, THE
24 PREPAYMENT RATE FOR THE PERIOD FROM JULY 1, 2003 THROUGH JUNE 30, 2004
25 SHALL BE 7 CENTS FOR EACH GALLON OF MOTOR FUEL.

26 (3) THE COMPTROLLER MAY ADJUST THE PREPAYMENT RATE OR MAY
27 ESTABLISH SEPARATE PREPAYMENT RATES FOR DIFFERENT TYPES OF MOTOR FUEL
28 IF:

29 (I) AS A RESULT OF SIGNIFICANT INCREASES OR DECREASES IN
30 THE PRICE OF MOTOR FUEL THE ESTABLISHED PREPAYMENT RATE RESULTS IN
31 PREPAYMENTS THAT ARE CONSISTENTLY HIGHER OR SIGNIFICANTLY LOWER THAN
32 THE SALES AND USE TAX IMPOSED ON THE SALE OR USE OF THE MOTOR FUEL; OR

33 (II) THE COMPTROLLER OTHERWISE DETERMINES THAT IT IS
34 APPROPRIATE TO ADJUST THE PREPAYMENT RATE OR ESTABLISH SEPARATE
35 PREPAYMENT RATES FOR DIFFERENT TYPES OF MOTOR FUEL.

36 11-601.

37 (b) (3) A vendor who makes a sale subject to the sales and use tax under a
38 prepayment authorization or through a vending OR OTHER SELF-SERVICE machine

1 shall pay the sales and use tax on that sale with the return that covers the period in
2 which the vendor makes that sale.

3 13-901.

4 (g) A claim for refund of sales and use tax may be filed by a claimant who:

5 (1) pays the tax on a sale exempt under § 11-216 of this article;

6 (2) refunds the tax to a buyer in a cancelled or rescinded sale under §
7 11-403(c) of this article;

8 (3) pays the tax in a cancelled or rescinded sale for which the vendor
9 refuses to refund the tax as required under § 11-403(c) of this article; [or]

10 (4) pays the tax under § 11-408(c) of this article on a cash sale or sale for
11 use that is not a retail sale; OR

12 (5) PAYS THE TAX UNDER § 11-408(D) OF THIS ARTICLE ON A SALE OF
13 THE MOTOR FUEL THAT IS EXEMPT FROM THE SALES AND USE TAX.

14 **Article - Transportation**

15 3-215.

16 (b) [The] FOR ANY BONDS ISSUED BEFORE JULY 1, 2003, THE tax levied and
17 imposed by this section consists of that part of the following taxes that are retained to
18 the credit of the Department after distributions to the political subdivisions:

19 (1) The motor fuel tax revenue distributed under §§ 2-1103(2) and
20 2-1104(4) of the Tax - General Article;

21 (2) The income tax revenue distributed under § 2-614 of the Tax -
22 General Article;

23 (3) The excise tax imposed on vehicles by Part II of Title 13, Subtitle 8 of
24 this article; and

25 (4) The sales and use tax revenues FROM SHORT-TERM VEHICLE
26 RENTALS distributed under [§ 2-1302.1] § 2-1303 of the Tax - General Article.

27 (B-1) FOR ANY BONDS ISSUED ON OR AFTER JULY 1, 2003, THE TAX LEVIED AND
28 IMPOSED BY THIS SECTION CONSISTS OF THAT PART OF THE FOLLOWING TAXES
29 THAT ARE RETAINED TO THE CREDIT OF THE DEPARTMENT AFTER DISTRIBUTIONS
30 TO THE POLITICAL SUBDIVISIONS:

31 (1) THE MOTOR FUEL TAX REVENUE DISTRIBUTED UNDER §§ 2-1103(2)
32 AND 2-1104(4) OF THE TAX - GENERAL ARTICLE; AND

33 (2) THE EXCISE TAX IMPOSED ON VEHICLES BY PART II OF TITLE 13,
34 SUBTITLE 8 OF THIS ARTICLE.

1 3-216.

2 (f) (1) No part of the Transportation Trust Fund may revert or be credited to
3 the general funds of this State. No part of the Transportation Trust Fund may revert
4 or be credited to a special fund of the State, unless otherwise provided by law. No part
5 of the Transportation Trust Fund may revert or be credited to a special fund of the
6 State pursuant to the provisions of § 7-209(e)(2) of the State Finance and
7 Procurement Article, unless the transfer is approved by the Legislative Policy
8 Committee. Failure of the Legislative Policy Committee to reject the transfer within
9 15 days after presentation before the Legislative Policy Committee shall be deemed to
10 be approval.

11 (2) Notwithstanding any other provision of law, for fiscal year 1984 only,
12 \$29,000,000 of the funds in the Transportation Trust Fund which are not required by
13 law to be distributed to the counties or Baltimore City and which have not been
14 pledged or otherwise committed to the payment of or as security for the payment of
15 any bonds or debt issued or incurred pursuant to this article shall be transferred and
16 credited to the general funds of the State on or before June 30, 1984 and shall be
17 available for appropriation from the general funds in fiscal year 1984.

18 (3) (I) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, FOR ANY
19 FISCAL YEAR BEGINNING BEFORE THE DATE WHEN ALL CONSOLIDATED
20 TRANSPORTATION BONDS THAT WERE ISSUED BY THE DEPARTMENT OF
21 TRANSPORTATION BEFORE JULY 1, 2003 NO LONGER REMAIN OUTSTANDING AND
22 UNPAID, OF THE FUNDS IN THE TRANSPORTATION TRUST FUND THAT HAVE NOT
23 BEEN PLEDGED OR OTHERWISE COMMITTED TO THE PAYMENT OF OR AS SECURITY
24 FOR THE PAYMENT OF ANY BONDS OR DEBT ISSUED OR INCURRED PURSUANT TO
25 THIS ARTICLE, THERE SHALL BE TRANSFERRED AND CREDITED TO THE GENERAL
26 FUNDS OF THE STATE ON OR BEFORE JUNE 30 OF THAT FISCAL YEAR AN AMOUNT
27 EQUAL TO THE SUM OF:

28 1. THE INCOME TAX REVENUE DISTRIBUTED TO THE
29 TRANSPORTATION TRUST FUND FOR THAT FISCAL YEAR UNDER § 2-614 OF THE TAX -
30 GENERAL ARTICLE; AND

31 2. THE SALES AND USE TAX REVENUES FROM SHORT-TERM
32 VEHICLE RENTALS DISTRIBUTED TO THE TRANSPORTATION TRUST FUND FOR THAT
33 FISCAL YEAR UNDER § 2-1303 OF THE TAX - GENERAL ARTICLE.

34 (II) THE AMOUNTS TRANSFERRED AND CREDITED TO THE
35 GENERAL FUNDS OF THE STATE UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH FOR
36 ANY FISCAL YEAR SHALL BE AVAILABLE FOR APPROPRIATION FROM THE GENERAL
37 FUNDS IN THAT FISCAL YEAR.

38 8-402.

39 (a) There is a Gasoline and Motor Vehicle Revenue Account in the
40 Transportation Trust Fund.

1 (b) All revenues collected from the following, after deductions provided by law,
2 shall be credited to the Gasoline and Motor Vehicle Revenue Account:

3 (1) All of the motor vehicle fuel tax;

4 (2) Except as otherwise provided by law, 80 percent of the vehicle titling
5 tax;

6 (3) Except for revenues collected under Parts III and IV of Title 13,
7 Subtitle 9 of this article, vehicle registration fees; AND

8 (4) [The revenue disbursed to this account under § 2-614 of the Tax -
9 General Article; and

10 (5) 80 percent of the funds distributed on short-term vehicle rentals
11 under § 2-1302.1 of the Tax - General Article to the Transportation Trust Fund from
12 the sales and use tax] THE SALES AND USE TAX REVENUE DISTRIBUTED TO THIS
13 ACCOUNT UNDER § 2-1304 OF THE TAX - GENERAL ARTICLE.

14 (c) (1) During each fiscal year, the Account shall be used to pay the
15 allocations of highway user revenues provided by this subtitle to the counties,
16 municipalities, and Baltimore City; and

17 (2) The balance of the Account may be used as provided in § 3-216 of this
18 article.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
20 July 1, 2003.